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IN THE SUPREME COURT OF THE UNITED STATES

BESSIE T. MORRIS — PETITIONER

V. PETITION FOR WRIT OF CERTORARAI

DAISY AVENUE ROAD DISTRICT OF JEFFERSON COUNTY, KENTUCKY — RESPONDANT

Comes the petitioner, Bessie T. Morris, in person, and files her petition for a writ of certorarai to court of Appeals of Kentucky, the court of last resort in this state for a review and reversal of the judgment therein, in case of Bessie T. Morris, v. Daisy Avenue Road District of Jefferson County, Kentucky. The judgment and opinion are appended herete and the order overruling her petition for a rehearing was entered on February 10, 1971. And can be found on page 7 of Clerk's transcript of record.

The Statutory jurisdiction of this court in this case arises under section 1257- par. 3. of title 28 of the United States code.

The grounds on which the jurisdiction of this court is invoked, is the complete denial of all protection of law and is the complete denial of her day in court; and the deprivation of all protection of law a refusal to allow her to preve her counter-claim and can be found in her answer and counter-claim on pp. 5-6. of Clerk's transcript of record. All of which is in violation of the law of the United States, and the Commonwealth of Kentucky, as was set forth by this Court in the following case:

" Life liberty and property, and the equal pretection of the law, grouped together in the constitution, are so related, that the deprivation of any one of these seperate and independant rights, may lessen or extinguish the value of the other three."

In the case of Haynes v. the State of Florida, 186 U. S. 568. the court said:

" In giving effect to the rights secured by the organic law for the protection of human rights, Courts should consider the substance of things, and not be controlled by mere matters of form."

The legal questions involved are as follows:

The right of the petitioner to file her answer and counter-claim.

MOTION

Comes Defendant, Bessie T. Morris, and moves this court to enter order filing her answer and counter-claim tendered herein at regular motion hour this A. M. At ten O' clock which sets out the great damage to her property on Daisy Avenue, and Vassar Avenue by the Daisy Avenue Road District, the plaintiff's

herein which has never been FILED IN THIS CASE by her Attorney of record Marshall B. Hardy, Jr., which resulted in the judgment entered herein against her in the amount of $1,139.20, and Attorney fees, and which she has moved this court to set aside, and was informed by the court that there was no grounds on which to set same aside. This caused this Defendant to go and examine the record herself in this case and in said examination she could not find any of these facts showing the great damage to her property ever set out in her answer herein, however her said Attorney was an eye-witness to said damage. The answer and counter-claim filed this morning and presented said court shows grounds on which to set aside said judgment and for a judgment on her counter-claim over against the plaintiff for more than approxmately $3,860.80 hundred dollars. Upon this motion Defendant Bessie T. Morris, demands the judgment of the court ordering her said answer and counter-claim filed.

The federal questions were raised in her petition for an appeal to the Court of Appeals of Kentucky. on July 8, 1970, by the said pleadings.

Her appeal to the Court of Appeals was denied February 10, 1971.

Motion for rehearing was overruled by the Court of Appeals February 24, 1971.

The petitioner Bessie T. Morris, prays the Court to issue the writ of certorarai and reverse the judgment rendered by the Court of Appeals of Kentucky, that justice may be done in this case.

Respectfully submitted.

Bessie T. Morris

Bessie T. Morris, Attorney for self
3423 Powell Avenue
Louisville, Kentucky 40215
EM. 3 - 2204.

Certificate:

It is hereby certified that a true copy of the foregoing petition for certorarai has been given the plaintiff by mailing a copy thereof to their Attorney's of record Edward A. Stone, and Roger L. Wiedeback, 515 Marion E. Taylor Building Louisville, Kentucky 40202. With sufficient postage thereon and placed in the U. S. mail, and a true copy has been given the Court of Appeals of Kentucky by mailing a copy thereof to Hon. Richard Vermillion, Clerk of the Court of Appeals, Frankfort Kentucky, and a true copy mailed to Judge Marvin Sternberg, Jefferson Circuit Court, 10 th floor Fiscal Court Building Louisville, Kentucky 40202.

Bessie T. Morris

Bessie T. Morris

March 26, 1971.